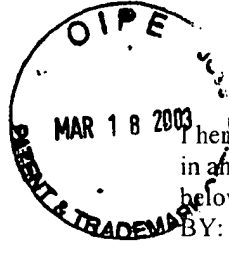


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BY: Elizabeth Howell

DATE: March 13, 2003

#7/a
3.24.03

Patent
Box Non-Fee Amendment

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of
Hideharu TAKEZAWA, et al.

: Group Art Unit: 1745

Conf. No.: 2883

Appln. No.: 09/762,220

: Examiner: Susy Tsang Foster

Filed: March 23, 2001

For: Non-Aqueous Electrolyte Secondary
Battery and Method for Producing the
Same

: Attorney Docket
: No. 10059-371US (P23072-01)

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AMENDMENT

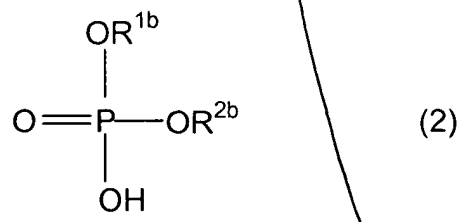
This Amendment is being filed in response to the Office Action dated December 18, 2002 (Paper No. 6) in the above-identified application.

Please amend the application without prejudice as follows:

Please cancel claims 1-8 and add the following new claims:

--9. (New) A non-aqueous electrolyte secondary battery comprising a chargeable and dischargeable positive electrode, a non-aqueous electrolyte containing a lithium salt, and a chargeable and dischargeable negative electrode,

wherein at least one of said positive electrode, said non-aqueous electrolyte, and said negative electrode contains at least one phosphate selected from the group consisting of a phosphate represented by general formula (2):



where R^{1b} and R^{2b} independently represent an aliphatic hydrocarbon group having 1 to 12

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